

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE NEW YORK	OFFICE OF ORIGIN NEW YORK	DATE JUL 26 1974	INVESTIGATIVE PERIOD 3/15/73 - 7/18/74
TITLE OF CASE STEWART EDWARD ALBERT		REPORT MADE BY [REDACTED]	TYPED BY [REDACTED]
		CHARACTER OF CASE SM	

APPROPRIATE AGENCIES
AND FIELD OFFICES
ADVISED BY ROUTING
SLIP (S) OF
DATE **6-3-82**

APPROPRIATE AGENCIES
AND FIELD OFFICES
ADVISED BY ROUTING
SLIP (S) BY **RW**
DATE **6/29/74**

Class. by **10321DRM/SLY**
Date of Review **OADR**
9-26-83

REFERENCES:

New York report of SA **[REDACTED]** dated 3/9/73.
Chicago teletype to the Bureau, dated 4/29/74, captioned
"ABBOTT HOWARD HOFFMAN, aka Abbie-FUGITIVE; UFAP-CRIMINAL SALE
OF A DANGEROUS DRUG".

CLASSIFIED DECISIONS FINALIZED
BY DEPARTMENT REVIEW COMMITTEE (DRC) P -

ADMINISTRATIVE:

Attached for the Bureau are two copies of an FD-376,
one of which is for transmittal to Secret Service, Washington, D.C.

DECLASSIFIED BY 60324/auc/baw/cpb/lsg
ON 10-19-2006

CLASS. & EXT. BY **SP-10/196**
EXEMPT FROM II, 1-2.4.2
DATE OF REVIEW **7-26-94**

ACCOMPLISHMENTS CLAIMED					ACQUIT- TALS	CASE HAS BEEN:
CONVIC.	FUG.	FINES	SAVINGS	RECOVERIES		
						PENDING OVER ONE YEAR <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO

APPROVED [Signature]	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW
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COPIES MADE:	10 Bureau (105-89231) (RM) (1- 174-1891) (CAPBOM) (1- 174-3103) (PENBOM) 1- Secret Service, NYO (RM) 1- Alexandria (174-416) (Info) (RM) 3- Washington Field (Info) (RM) (1- 174-318) 1- New York (105-42122)	105-89231-107 15 JUL 29 1974
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Dissemination Record of Attached Report		Notations [REDACTED] CONFIDENTIAL
Agency	2cc Dept (GCS, ISS), 1cc SS	
Request Recd.		
Date Fwd.	8/7/74	
How Fwd.	0-6249 FD-376	
By	14 AUG 1974	

NY 105-42122

COPIES (cont'd)

- 2- Newark (RM)
- 2- San Francisco (100-61282) (RM)
- 1- New York (174-1340)
- 1- New York (174-1693)

~~CONFIDENTIAL~~

~~CONFIDENTIAL~~

NY 105-42122

~~CONFIDENTIAL~~

ADMINISTRATIVE (cont'd)

Due to the fact that ALBERT continues to be a suspect in the CAPBOM matter, an information copy of this report is being submitted to the Bureau's CAPBOM file and to WFO, the office of origin in captioned CAPBOM matter. Likewise, an information copy is being designated to the Bureau's PENBOM file and to Alexandria, the office of origin in captioned PENBOM matter.

It is noted that ALBERT continues to reside with

[REDACTED]

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[REDACTED] USPO, Hurley, New York, continues to advise NYO about mail contacts with ALBERT and [REDACTED] All contacts have been identified except the following:

[REDACTED]

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Referenced Chicago teletype revealed that ABBIE HOFFMAN was possibly hiding at the [REDACTED] ALBERT cabin, Hurley, New York. (cont'd)

- B -
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~~CONFIDENTIAL~~

NY 105-42122

ADMINISTRATIVE (cont'd)

~~CONFIDENTIAL~~

From 5/1/74 through 5/3/74, Agents from the NYO conducted a fisur of the [] ALBERT cabin. On 5/1/74 [] and ALBERT were observed transporting an unidentified caucasian male to the Kingston, New York, Continental Trailways Bus Station in [] Volkswagen. This individual was further observed by Bureau Agents when he arrived in New York City and was identified through photographs in the Weatherman Album as []

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Further surveillance of the [] ALBERT cabin on the nights of 5/1/74 and 5/2/74 revealed the presence of an unidentified caucasian female, medium height/build with shoulder length black hair. Review of the Weatherman Album and other photographs by NYO has failed to identify this individual. No other individuals were observed during this period.

INFORMANTS

Identity of Source

File Number Where Located

(U)	[]	X
(U)	[]	X
(U)	[]	X

(U)	[]	X
(U)	[]	X
(U)	[]	X

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NY 105-42122

INFORMANTS (cont'd)

Identity of Source

File Number Where Located

[Redacted]

[Redacted]

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Bureau Agents observing subject on 5/1-2/74 are
SAs [Redacted] and [Redacted]

Bureau Agent conducting spot checks at subject's
residence is SA [Redacted]

LEADS

NEWARK

AT [Redacted]

Identify [Redacted]

SAN FRANCISCO

AT BERKELEY, CALIFORNIA. Identify [Redacted]

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WASHINGTON FIELD

AT WASHINGTON, D. C. Identify [Redacted]

NEW YORK

subject. AT HURLEY, NEW YORK. Will follow activities of

-DJ* -
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~~CONFIDENTIAL~~

NY 105-42122

1. ☒ Subject's name is included in the ADEX.
2. ☒ The data appearing on the ADEX Card are current.
3. ☐ Changes on the ADEX Card are necessary and Form FD-122 submitted to the Bureau.
4. ☒ A suitable photograph ☒ is ☐ is not available.
Date photograph was taken 8/3/71
5. ☐ Subject is employed in a key facility and _____ is charged with security responsibility. Interested agencies are _____
6. ☐ This report is classified (Unclassified) because
(state reason)

7. ☒ Subject previously interviewed (dates) 10/28/69, 12/9/69, 3/10/71
☒ Subject was not ☐ interviewed ☒ reinterviewed because (state reason)

previous interviews were unproductive. The current status of the subject's health also rules out any possibility of an interview at this time.

8. ☐ This case no longer meets the ADEX criteria and an FD-122 with succinct summary, has been directed to the Bureau recommending cancellation.
9. ☒ This case has been reevaluated in the light of the ADEX criteria and it continues to fall within the criteria because (state reason)

of subject's association in the Youth International Party (YIP). Subject continues to contribute during 1974 to radical publications and to associate with known radical individuals.

10. ☒ Security Flash Notice (FD-165) to Identification Division:
☒ Submitted 7/28/66 (date) Placed ☒ Yes ☐ No
11. ☒ Subject is Extremist in ADEX and Stop Notice has been placed with the Bureau Stop Index.
12. ☐ Subject designated and/or included in:

<input type="checkbox"/> Key Activist Program	<input type="checkbox"/> Arab Terrorist Photograph Album
<input type="checkbox"/> Key Extremist Program	<input type="checkbox"/> Extremist Photograph Album
	<input type="checkbox"/> Weatherman Photograph Album

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UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

WASHINGTON, D.C. 20535

Director
United States Secret Service
Department of the Treasury
Washington, D. C. 20220

In Reply, Please Refer to

File No. Bufile 105-89231
NYfile 105-42122

RE: STEWART EDWARD ALBERT

Dear Sir:

The information furnished herewith concerns an individual or organization believed to be covered by the agreement between the FBI and Secret Service concerning protective responsibilities, and to fall within the category or categories checked.

1. ☐ Threats or actions against persons protected by Secret Service.
2. ☐ Attempts or threats to redress grievances.
3. ☐ Threatening or abusive statement about U. S. or foreign official.
4. ☐ Participation in civil disturbances, anti-U. S. demonstrations or hostile incidents against foreign diplomatic establishments.
5. ☐ Illegal bombing, bomb-making or other terrorist activity.
6. ☐ Defector from U. S. or indicates desire to defect.
7. ☒ Potentially dangerous because of background, emotional instability or activity in groups engaged in activities inimical to U. S.

Photograph ☒ has been furnished ☐ enclosed ☐ is not available.

Very truly yours,

Clarence M. Kelley
Clarence M. Kelley
Director

1 - Special Agent in Charge (Enclosure(s)) (1)
U. S. Secret Service, NYC (RM)

Enclosure(s) (1)

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to: 1 - Secret Service, New York City (RM)

Report of:

Date:

JUL 26 1974

Office New York, New York

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Field Office File #:

105-42122

Bureau File #: 105-89231

Title:

STEWART EDWARD ALBERT

Character:

SUBVERSIVE MATTER

Synopsis:

STEWART EDWARD ALBERT currently resides at 252 Johnson Hill Road, Marbletown (Hurley), New York. Subject's activities set forth.

- P -

DETAILS:

Subject, while not personally active in demonstrations and new left functions due to his health problem, continues closely to follow new left ideology.

May 10, 1973

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Sources whose identities are concealed herein have furnished reliable information in the past except where otherwise noted.

NY 105-42122

The November, 1973 issue (Number 32) of University Review, 2929 Broadway, New York City, lists STEW ALBERT as a contributor, rather than a member of its Editorial Staff.

The subject has not been present at any recent new left activity in the New York area.

[redacted]
November 7, 1973

[redacted]
November 9, 1973

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The subject is currently living with [redacted] in a house purchased [redacted] at 252 Johnson Hill Road, (Marbletown (Hurley), New York.

[redacted]
December 20, 1973
June 10, 1974

Subject continues to reside at 252 Johnson Hill Road, Marbletown, New York. No unusual activity has been observed at the subject's residence. ALBERT normally remains at his home purportedly writing articles and working on a book.

[redacted]
February 12, 1974
March 4, 1974
June 18, 1974

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Spot checks were conducted in the vicinity of the subject's residence with no unusual activity being observed.

Special Agent
Federal Bureau of Investigation
(FBI)
March 4, 1974
March 12, 1974
April 30, 1974
May 30, 1974

DIRECTOR, FBI

SEP 29 1976

ADIC, NEW YORK



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STEWART EDWARD ALBERT aka
SM (EXTREMIST)
(Bufile 105-89231)
(NYfile 105-42122) (C)

5-1982-27121/2

ReNYrep of SA  7/7/76.

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Continuous investigation has been negative in developing information of a prosecutable nature concerning captioned individuals. Contacts with logical informants, law enforcement agencies and sources have been negative. Although the radical associations of captioned subjects are apparent, it is not believed that further investigation of these individuals can be justified under the current departmental guidelines. Furthermore, all investigation has been hampered recently, due to the civil suit brought against the Bureau by captioned subjects.

Until such time, as a specific criminal allegation is made and can be substantiated, no further investigation is being conducted concerning captioned subjects, UACB.

105-89231

- 4 - Bureau (100-451802) (RM)
- ① - (105-89231)
- 1 - (174-1891) (CAPBOM)
- 1 - (174-3103) (PENBOM)
- 1 - New York (100-170212)
- 1 - New York (105-42122)
- 1 - New York (174-1340) (CAPBOM)
- 1 - New York (174-1693) (PENBOM)

NOT RECORDED
44 OCT 6 1976

TBL:bs
(8)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 10-19-2006 BY 60324/auc/baw/cpb/lsg

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1 -

10/19/76

ADIC, New York

Director, FBI

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STEWART EDWARD ALBERT
SM

Bufile: 105-89231

NYfile: 105-42122

5-19-82 367 NET/AL

ReNYlet 9/23/76.

Headquarters concurs with New York's action of discontinuing the domestic security investigations of above individuals. It is noted that these investigations are being discontinued in view of the Bureau's current policy concerning domestic security investigations of individuals and not because of the fact that further investigation of these individuals cannot be justified under the current Departmental Guidelines or the fact that they have instituted a civil suit against the Bureau and the Director.

New York is reminded that continued investigation of these subjects may be warranted under the "Capbom" and "Penbom" captions and any further investigation of these individuals concerning these bombings should be handled and reported under these captions.

TED:lm
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NOTE:

Captioned subjects have been investigated due to their previous associations with Students for a Democratic Society, Black Panther Party, and other revolutionary organizations in the United States. Captioned individuals currently do not hold a policy-making position in a revolutionary organization; therefore, in line with instructions

NOTE CONTINUED PAGE TWO

~~DUPLICATE YELLOW~~

53 NOV 11 1976

ORIGINAL

Letter to New York

Re:

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Stewart Edward Albert
105-89231

NOTE CONTINUED:

issued in Headquarters airtel dated 8/30/76 captioned "Domestic Security Investigations," these investigations are being discontinued. Extensive investigation regarding these individuals has been conducted in the "Capbom" and "Penbom" investigations as they have been considered prime suspects in these bombings and New York is being advised to utilize these captions if additional investigation is conducted concerning these individuals and their possible connection with these bombings.

UNITED STATES GOVERNMENT

Memorandum

TO : The Associate Director

DATE: 11-3-76

FROM : Legal Counsel *Jam/ft*

SUBJECT: [redacted] et al., v.
[redacted] et al.
(U.S.D.C., S.D.N.Y.)
CIVIL ACTION NO. 76 CIV 1071

Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____
Asst. Dir.: _____
Adm. Serv. _____
Ext. Affairs _____
Fin. & Pers. _____
Gen. Inv. b6
Ident. b7C
Inspection _____

Rec. Mgmt. _____
Spec. Inv. _____
Training _____
Telephone Rm. _____
Director Sec'y _____

PURPOSE: To advise that United States Attorney for the Southern District of New York has, by communication to the Department (copy attached), suggested Special Agent of the New York Office assigned field investigation of plaintiffs [redacted] and Albert not be represented by the Department.

SYNOPSIS: By communication dated 9-23-76 to the Director, private counsel for Special Agent of the New York Office requested the Bureau and the Department provide financial assistance to pay legal fees of Special Agent. Private counsel advised his client subject to investigation by Civil Rights Division for surreptitious entries for which transactional immunity granted by the Department and the possibility his client will be named as a defendant in the above-captioned civil action. He advised United States Attorneys Office for the Southern District of New York had stated his client will not receive Departmental representation or financial assistance from the Department for legal fees incurred. The Director, by letter dated 10-13-76, advised private counsel the Bureau had no authority to provide legal representation or financial assistance but that this request was being referred to the Deputy Attorney General for his consideration. By memorandum to the Deputy Attorney General on the same date, the Director referred the above correspondence and noted the alleged

- 1 - [redacted]
- 1 - [redacted]
- 1 - Mr. Mintz
- 1 - Legal Research and Liaison Unit

RPP:ljd
(5)

145-87231
NOT RECORDED

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141 NOV 13 1976

(CONTINUED - OVER)



5 FEB 1977

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

FBI/DO

Memorandum to the Associate Director

Re: [redacted] et al., v. [redacted] et al.

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statement by the representative of the United States Attorneys Office for the Southern District of New York concerning Departmental representation and/or financial assistance was not in accord with the Bureau's understanding of Departmental policy in this regard.

On 10-22-76, Legal Counsel received a copy of correspondence from the United States Attorney, Southern District of New York, to the Deputy Attorney General which enclosed their prior correspondence with the Assistant Attorney General for the Civil Division, setting forth their recommendation that the Special Agent concerned not receive Departmental representation in this instance. The considerations cited were: 1) the potential for a conflict of interest between the Special Agent involved and other present and potential defendants and, 2) the acts to be defended may violate the law and Departmental policy. This correspondence also states the issue of financial assistance for legal fees incurred is a matter to be decided by the Department.

RECOMMENDATION: None. For information.*

APPROVED:

Director

Assoc. Dir.

Dep. AD Adm.

Dep. AD Inv.

Adm. Serv.

Ext. Affairs

Fin. & Pers.

Gen. Inv.

Ident.

Intell.

Legal Coun.

Plan. & Insp.

Rec. Mgt.

S. & T. Serv.

Spec. Inv.

Training

DETAILS: By letter to the Director, dated 9-23-76, from [redacted] private counsel for Special Agent [redacted] of the New York Office, the Bureau was requested to make financial arrangements to reimburse SA [redacted] for legal fees incurred in connection with the Civil Rights Division investigation of surreptitious entries by the New York Office. [redacted] advised that through

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* This should be vigorously pursued until \$4000 is obtained to obtain payment of private counsel fees.
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CONTINUED - OVER
Amc
[initials]